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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/616,977	07/14/2000	Aviad Zlotnick	06727/000H417-US0	7345
7278	7590	06/30/2009	EXAMINER	
DARBY & DARBY P.C. P.O. BOX 770 Church Street Station New York, NY 10008-0770			STORK, KYLE R	
			ART UNIT	PAPER NUMBER
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			06/30/2009	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte:* AVIAD ZLOTNICK

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Application No. 09/616,977  
Technology Center 2100

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Mailed: June 30, 2009

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Before TOI JOHNSON *Review Paralegal*  
JOHNSON, *Review Paralegal*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on September 22, 2008. A review of the application revealed that it is not ready for docketing as an appeal.

Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

APPEAL BRIEF, CLAIMS APPENDIX

A review of the Appeal Brief filed August 17, 2007, reveals that claims 1, 12, 19, 30, 35 and 37 in the Claims appendix of the Appeal Brief is not consistent as amended in the last entered amendment filed on January 18, 2005. The Claims Appendix incorporates changes made in the Amendment filed July 11, 2005. The Advisory Action mailed August 8, 2005 has not advised of entry of the Amendment filed July 11, 2005. *See also Manual of Patent Examining Procedure* (MPEP) § 1205.02 (8<sup>th</sup> ed. Rev. 6, Sept 2007) for details.

Correction of the Claims Appendix is required.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

1) notify Appellant to file a “paper” that corrects the Claims

Appendix as noted above; and

2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

Application No. 09/616,977

DARBY & DARBY P.C.  
P.O. BOX 770  
Church Street Station  
New York, NY 10008-0770